

**RESOLUTION NO. 2019-74**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, SUPPORTING SENATE BILL 182 AND ANY COMPANION HOUSE BILLS RELATING TO THE REPEAL OF SECTIONS 403.7033 AND 500.90, FLORIDA STATUTES REGARDING THE USE OR SALE OF SINGLE-USE PLASTIC BAGS AND POLYSTYRENE MATERIALS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Key Biscayne (“Village”) is committed to environmental conscientiousness and leadership; and

**WHEREAS**, plastic bags and polystyrene are detrimental because they do not fully degrade in our oceans or land environment and they introduce unsafe chemicals into our environment; and

**WHEREAS**, plastic bags and polystyrene also create the potential for death of land and marine animals through entanglement and ingestion; and

**WHEREAS**, Sections 403.7033 and 500.90, Florida Statutes attempt to preempt local governments from adopting legislation relating to plastic bags and polystyrene containers; and

**WHEREAS**, the Village Council supports the passage of Senate Bill 182 and any companion House bills repealing Sections 403.7033 and 500.90, Florida Statutes, so that local governments can enact appropriate legislation relating to the regulation of plastic bags and polystyrene containers; and

**WHEREAS**, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

**Section 2. Support.** The Village Council hereby supports the Florida Legislature's passage of Senate Bill 182 and any companion House bills repealing Sections 403.7033 and 500.90, Florida Statutes.

**Section 3. Transmittal.** The Village Clerk is directed to transmit this Resolution to the Miami-Dade County State Legislative Delegation, Florida State House of Representatives Speaker Jose R. Oliva, Florida State Senate President Bill Galvano, and Florida Governor Ron DeSantis for their review.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 19<sup>th</sup> day of November, 2019.

ATTEST:

  
JENNIFER MEDINA, CMC  
VILLAGE CLERK



  
MICHAEL W. DAVEY, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

  
VILLAGE ATTORNEY